

To: Prichard, Gary[prichard.gary@epa.gov]; Pierard, Kevin[pierard.kevin@epa.gov]; Pepin, Rob[pepin.robert@epa.gov]; Kowal, Kathleen[kowal.kathleen@epa.gov]
From: Pellegrini, Janet
Sent: Thur 1/16/2014 5:23:22 PM
Subject: RE: Potential changes to Bennoc trigger language

Ex. 5 - Deliberative and Attorney Client

From: Pellegrini, Janet
Sent: Thursday, January 16, 2014 10:43 AM
To: Prichard, Gary; Pierard, Kevin; Pepin, Rob; Kowal, Kathleen
Subject: RE: Potential changes to Bennoc trigger language

Ex. 5 - Deliberative and Attorney Client

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Janet Pellegrini, Environmental Scientist

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From: Prichard, Gary

Sent: Thursday, January 16, 2014 10:25 AM

To: Pierard, Kevin; Pellegrini, Janet; Pepin, Rob; Kowal, Kathleen

Subject: RE: Potential changes to Bennoc trigger language

Ex. 5 - Deliberative and Attorney Client

Thanks,

Gary

From: Pierard, Kevin

Sent: Thursday, January 16, 2014 9:03 AM

To: Pellegrini, Janet; Pepin, Rob; Prichard, Gary; Kowal, Kathleen

Subject: FW: Potential changes to Bennoc trigger language

Ex. 5 - Deliberative and Attorney Client

From: Nygaard, Eric [<mailto:Eric.Nygaard@epa.ohio.gov>]
Sent: Thursday, January 16, 2014 8:47 AM
To: Pierard, Kevin; Pellegrini, Janet; Pepin, Rob
Cc: Hall, Brian; Gill, Daniel; Novak, Paul
Subject: Potential changes to Bennoc trigger language

What do you folks think of the following? Maybe these items can be part of the Friday discussion.

If the biological assessment described in Item L shows a discharge-caused Invertebrate Community Index (ICI) value less than 32, or an Index of Biotic Integrity (IBI) value less than 40 ("triggering biological values"), the permittee shall resample as soon as feasible, but within the June 15-September 30 time frame. Copies of the retesting results shall be provided to the Ohio EPA, Southeast District Office (SEDO) within 5 working days of receipt of the results of the test. If either of the resampling results also are less than the triggering biological values, the permittee shall, within 60 days, submit an adaptive management plan (AMP) to the SEDO identifying action it will take to bring the biological values above their respective triggers.

If two or more measurements for total filterable residue (total dissolved solids or TDS) at station OIL00159925 exceed 1500 mg/l in any six-month period, or if any measurement for TDS at station OIL00159925 exceeds TBD mg/l ("triggering chemical values"), the permittee shall submit an AMP describing the actions it will take to achieve compliance with the triggering chemical values; provided, that this requirement shall not apply if the permittee can reasonably demonstrate that the triggering biological values have not and will not be exceeded.